

TENNESSEE REGULATORY AUTHORITY

Deborah Taylor Tate, Chairman
Pat Miller, Director
Sara Kyle, Director
Ron Jones, Director



460 James Robertson Parkway
Nashville, Tennessee 37243-0505

NOTICE OF FILING

DOCKET NO.: 02-00207

IN RE: **Petition of Tennessee UNE-P Coalition to Open Contested Case
Proceeding to Declare Unbundled Switching an Unrestricted
Unbundled Network Element**

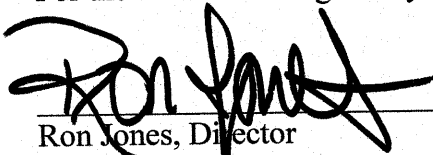
DATE: September 15, 2003

On February 25, 2002, the UNE-P Coalition filed a *Petition to Open a Contested Case Proceeding* requesting that the Authority establish local switching as an unrestricted, unbundled network element on a statewide basis. On May 20, 2002, the UNE-P Coalition amended its petition to clarify that the relief it sought was limited to unrestricted access to local switching in BellSouth Telecommunications Inc.'s service territory.

On August 21, 2003, the Federal Communications Commission ("FCC") released its *Report and Order and Order on Remand and Further Notice of Proposed Rulemaking* ("FCC Order") in CC Docket Nos. 01-338, 96-98 and 98-147. In the FCC Order, the FCC modified its rules regulating the unbundling of local switching. Additionally, the FCC provided state commissions a role in the future regulation of local switching by requesting that state commissions make certain findings and by permitting state commissions to rebut the FCC's finding regarding the provision of local switching to provide service to enterprise customers. Since the release of the FCC Order, the Tennessee Regulatory Authority has opened two dockets, Docket Nos. 03-00490 and 03-00491, to address the issues presented to the state commissions in the FCC Order, including those involving the regulation of local switching.

Given the recent actions of the FCC and TRA, the Hearing Officer directs the UNE-P Coalition to file comments by no later than **Thursday, September 25, 2003** explaining how the Hearing Officer should move forward in Docket No. 02-00207. Any other party may file responsive comments by no later than **Monday, October 6, 2003**.

For the Tennessee Regulatory Authority:



Ron Jones, Director
Acting as Hearing Officer

cc: Parties of Record
Original in Docket File